

IFW



Attorney Docket No. 532/3X9b

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of: Rafail Zubok et al.

Group Art Unit: 3738

Application No.: 10/781,498

Examiner: Not Assigned

Filing Date: February 18, 2004

For: Instrumentation And Methods For Use In  
Implanting A Cervical Disc Replacement  
Device

**INFORMATION DISCLOSURE STATEMENT**

Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants respectfully submit this Information Disclosure Statement, identification of the information, and copies thereof if required pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98 in order to comply with the duty of disclosure. The enclosed Form PTO SB/08a/b identifies the references of which Applicants are aware.

The Examiner is respectfully requested to consider the information herein and make it of record in the subject application. It is Applicants' position that the cited information is not a bar to allowance of the claims in this application.

Pursuant to 37 C.F.R. § 1.97(b), this Information Disclosure Statement is being filed within three months of the filing date or the application has not yet received a substantive Office Action,

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: June 11, 2004

Signature: 

Print Name: Matthew B. Dernier

Application No.: 10/781,498

Attorney Docket No.: 532/3X9b

and accordingly, it is believed that no fee is necessary. However, should the Patent Office determine a fee is due, the Commissioner is authorized to charge any such fee to Deposit Account No. 11-0223.

Dated: June 11, 2004

Respectfully submitted,

By 

Matthew B. Dernier

Registration No.: 40,989

KAPLAN & GILMAN, L.L.P.

900 Route 9 North, Suite 104

Woodbridge, New Jersey 07095

(732) 634-7634

Attorneys for Applicant

F:\Clients\SpineCore, Inc\532-3x9b\DS.doc

